

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
v.	)	Case No. 22-03140-02-CR-S-BP
	)	
HEATH T. HUNTOON,	)	
	)	
Defendant.	)	

**ORDER ADOPTING REPORT AND RECOMMENDATION**

On August 25, 2023, the Honorable David P. Rush, Magistrate Judge for this District, issued a Report and Recommendation, suggesting that Defendant Heath Huntoon's Motion to Dismiss the Indictment or, in the Alternative, for a Bill of Particulars be denied. (Doc. 48.) No party levied an objection, and the time to do so has passed. *See* Local Rule 74.1. The Court has conducted a review of the Record and Judge Rush's Report and Recommendation.<sup>1</sup> It agrees with his conclusions. Therefore, the Report and Recommendation is adopted in its entirety, and Defendant's Motion, (Doc. 41), is **DENIED**.

**IT IS SO ORDERED.**

Date: <u>September 15, 2023</u>	<u>/s/ Beth Phillips</u> BETH PHILLIPS, CHIEF JUDGE UNITED STATES DISTRICT COURT
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<sup>1</sup> With respect to Defendant's request to dismiss the Indictment, the Report and Recommendation was reviewed *de novo*. 28 U.S.C. § 636(b)(1)(B); Local Rule 74.1(b). With respect to Defendant's request for a bill of particulars, the Report and Recommendation was reviewed to determine whether Judge Rush's decision was clearly erroneous or contrary to the law. *See* 28 U.S.C. § 636(b)(1)(A); Local Rule 74.1(a).